

## 6.0 Sexual Assault & Misconduct

**6.01 Sexual Assault Safety Procedures** Persons who have been sexually assaulted should immediately report the incident to the UMBC Police Department. The following is strongly suggested.

1	<b><i>Call Police</i></b>	Immediately by dialing 55555 or 410-455-5555
2	<b><i>Call a sexual assault counselor. You will not have to give your name.</i></b>	<p><b>Rape Crisis Hotline     410-828-6390</b></p> <p>BALTIMORE COUNTY TurnAround, Inc. 401 Washington Ave., Suite 300 Towson, MD 21204 p (410) 377-8111 Hotline: 443-279-0379 www.turnaroundinc.org</p> <p><b>The Maryland Coalition Against Sexual Assault</b> <b>1-800-938-RAPE</b></p>
3	<b><i>Report the crime</i></b>	Report the crime in the jurisdiction where the crime occurred.
4	<b><i>Evidence will disappear if not preserved and collected</i></b>	Evidence needs to be collected, and the police officer, once contacted, will offer guidance in this area.
5	<b><i>Drug/ alcohol use will not be used against you</i></b>	The victim's safety and well-being is the primary goal of our agency. Therefore, do not worry about legal citations for minor violations that happened at the time of the attack.
6	<b><i>Medical/ Mental health</i></b>	We can help victims obtain appropriate medical and mental health assistance.
7	<b><i>Fight the urge to shower or clean yourself until after you meet with police.</i></b>	Do not bathe, shower, douche, change your clothes or disturb anything at the crime scene. Extremely valuable physical evidence can be obtained from you, your clothing and objects at the scene of the crime.
8	<b><i>SAFE exam = Sexual Assault Forensic Examination</i></b>	If you are not sure about prosecution, you are encouraged to immediately file a police report in order to obtain a medical evidentiary examination. Called a SAFE exam; which is performed at a hospital, by a specially trained nurse, and at no cost to the victim. You always have the right to change your mind and not to pursue a criminal complaint.
9	<b><i>Seek medical advice</i></b>	Even if you do not wish to make a report to the police, you are still encouraged to seek professional medical advice. It is important not to forget the possibility of sexually transmitted diseases and/or pregnancy.
10	<b><i>Dorm/ class accommodations</i></b>	The University will facilitate a change in academic and/or living situations for the victim, if the victim so chooses and such changes are reasonably available.

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[UMBC's brochure on Sexual Assault:](#)

UMBC is committed to creating a safe and secure campus environment that is free from acts of intimidation or the fear of falling victim to a sexual assault or hate violence. The following offices contribute greatly toward this effort.

**Counseling Center** 410-455-2472

**Voices Against Violence** 410-455-3754

### 6.02 Physical Evidence

Due to the sophisticated investigative resources required to properly investigate certain sex crimes, the UMBC Police Department has entered into an agreement with the Baltimore County Police Department to take primary investigative responsibility for investigating first and second degree rapes and first and second degree sex offenses. UMBC Police will also assign an investigator to facilitate internal University incident management and internal judicial affairs protocols.

### 6.03 Administrative/Judicial Considerations

During any campus disciplinary proceeding in a case of alleged sexual assault, the accuser and the accused are entitled to the same opportunities to have others present. Both the accuser and the accused shall be informed of the outcome of any campus disciplinary proceeding brought alleging a sexual assault. Possible sanctions for rape, acquaintance rape, or other sex offenses (forcible or non-forcible) following an on-campus disciplinary proceeding include censure, social probation, termination of residence contract, or suspension or expulsion from the university. For more information, see [The Code of Student Conduct](#)

UMBC, upon request, will disclose the results of any disciplinary proceeding conducted by the institution against a student who is the alleged perpetrator of any crime of violence or a non-forcible sex offense to: the alleged victim, or the next-of-kin, if the victim is deceased.

Assistance will be made available in changing academic and living situations after an alleged sexual assault incident if requested by the victim and if these changes are reasonably available. Counseling, mental health and other student services are available, both on campus and in the community, for victims of sexual assault.

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Counselors with UMBC are not considered “Campus Security Authorities,” when acting in their professional counseling roles [668.46(4) Code of Federal Regulations] and therefore, not required to report statistics concerning incidents of sexual assault. Contact the Counseling Center (410-455-2472) for more information. Please also refer to the comprehensive [University System of Maryland Policy on Sexual Assault](#).

### 6.04 Acquaintance Rape on College Campuses

Although you may not have been personally involved in a sexually violent situation, chances are someone you know has been. The following material will address the subject of acquaintance rape -- a problem that is increased throughout the country. The resources provided define acquaintance rape, offer suggestions on how to avoid it, and give information on how to help a victim. Rape is not just a problem for women. Men and women must work together to bring about the changes needed to end sexual violence.

1. [Resources and contact phone number](#)
2. [Types of Abuse](#)
3. [Sexual Assault and Relationship Violence Response Team](#)

### 6.05 Victims of Domestic/Dating Violence

Victims of Domestic/Dating Violence should take steps to preserve any possible evidence that may aid in any administrative action and/or criminal prosecution that may result. Examples of evidence may include:

- text, e-mail or voicemail messages,
- social networking postings,
- photographs, or
- written documents such as cards, notes, or letters.
- Depending on the situation, clothing worn by the victim and/or suspect may also be needed as evidence and therefore should be preserved in its original state.

Do not disturb the scene of any domestic/dating violence incident as police may want to photograph the scene upon their arrival. They will also want to photograph any injuries that are immediately apparent or that may appear days later. If any weapon was used or any object was used as a weapon, leave it in its original position and do not touch it until police arrive.

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### 6.06 UMBC Policy on sexual misconduct

#### [UMBC's Policy on Sexual Misconduct](#)

These procedures assist to ensure UMBC's compliance with Federal and State law, as well as University System of Maryland ("USM") and University policies prohibiting discrimination based upon sex (including pregnancy), sexual orientation, gender, and gender identity or expression. Specifically, these Procedures set forth a process for reporting, investigating, responding to, and adjudicating complaints of Sexual Misconduct (including Sexual and Gender Based Harassment, Sexual Violence, Relationship Violence, Domestic Violence, Sexual Exploitation, and Sexual Intimidation), Sex and Gender Based Stalking, and Retaliation (collectively hereafter referred to as "Prohibited Conduct") when the Responding Party is a Student. Please refer to the University Policy on Prohibited Sexual Misconduct and Other Related Misconduct (hereafter referred to as the "Policy") for applicable definitions of Prohibited Conduct, as well as key terms and obligations.